

QUESTIONABLE TREATMENT AND ALLEGED ABUSE OF OUR CLIENT

M Despott, treatment whilst in custody and associated proceedings.

First and foremost, we wish to bring to your attention, the very “arrest warrant” issued, for Mr Despott, was in fact invalid, being that it was based on a failure to appear, whereby our client had been provided with strict instructions by the court, in terms of this appearance, to which they followed to the tee, despite clearly illustrating and proving that they were unfit to appear, on not only this but on 3 separate occasions. It was in fact that courts that failed to meet their end of this obligation, yet claimed the “defendant” to be at fault. (refer to Townsville clerk emails).

It is alleged that our client was subjected to the following;

- [] Was abducted (falsely arrested) and also subsequently publicly humiliated, when our client requested the police investigate the integrity of the warrant, and the subsequent false arrest, they refused, claiming it was not their job to investigate this, as it was issued by a magistrate.
- [] Our client was transported on 2 separate occasions without a safety restraint (seat belt), as a result received numerous head and neck injuries whilst being transported from Port Douglas to Cairns. Any Acts or provisions that attempt to “make legal” this practice, given as they directly endanger the lives of those involved, thus contravene associated laws, rights and provisions to protect against such treatment, thus such actions are suffice to say, subsequently null and void, thus illegal.
- [] Our Client was denied access to much needed medication, for 3 days concurrently.
- [] Our Clients dietary requirements were not met, being that of dairy intolerance and also that of being a vegetarian, given they were not questioned about nor asked of them.
- [] Our client was assaulted whilst in custody, video evidence clearly illustrated that despite 3 previous attacks on our client, that very same night, they were not separated from the offender.
- [] Our client was denied access to a mental health worker, despite numerous requests, on not one, but 3 separate occasions, being upon their initial arrest, their request to fill out the bail agreement and also upon arrival at Cairns watch house and the further request to fill out the bail agreement.
- [] Our client was denied access to and/or given the time to read or review the new bail agreement.
- [] Our client was denied access to and or/allowed to read the arrest warrant.
- [] Our client was forced to appear in court, under extreme duress and whilst being clearly mentally unfit to do so and forced to engage in here said process, including defending themselves.
- [] Our client was also denied access to a support worker during the hearing.
- [] Our client was forced, under duress to enter into a bail agreement and contract and again further denied access to a support worker in order to aid in this process.
- [] Our client was denied the time to check the contents of their bag and personal possessions, and in fact were only able to do so upon leaving the station, only to realise that items were in fact missing.

As a result of the aforementioned treatment and subsequent displacement, our client found themselves in Cairns, being more than an hour (60kms) from where they were originally residing, with less than \$15 to their name, in which they had to live on the streets for 2 days until they got paid and could finally afford to return home.

I am not sure if you fully fathom, the impact of this on an individual, being a vulnerable person, that not only suffers from anxiety and depression, but had also previously been admitted for suicidal ideation, yet whilst in your custody through to their release you made a somewhat questionable effort in protecting their welfare, and that of their overall safety, let alone protect their rights...

Regards,

Guardian
(On Behalf of Michael Despott)